



**DEPARTMENT OF THE ARMY
WASHINGTON AQUEDUCT
U.S. ARMY CORPS OF ENGINEERS, BALTIMORE DISTRICT
5900 MACARTHUR BOULEVARD, N.W.
WASHINGTON, D.C. 20016-2514**

September 7, 2012

Office of the General Manager

Chief
NPDES Branch (3WP21)
Office of Compliance and Enforcement
Water Protection Division
US EPA Region III
1650 Arch Street
Philadelphia, PA 19103-2029

RE: CWA-03-2003-0136DN, Federal Facility Compliance Agreement (FFCA)

The purpose of this letter is to document completion by the US Army Corps of Engineers, Washington Aqueduct, of the elements of the compliance program (i.e., paragraphs 19 through 29) of the subject action as amended.

Washington Aqueduct met its obligation under the National Environmental Policy Act to consider alternatives to handle the water treatment residuals in a manner other than returning them to the Potomac River (paragraphs 19 and 24). The original milestones noted in paragraph 20 through 22 were modified at Washington Aqueduct's request to account for unavoidable delays in the NEPA process and for design and construction delays. All revised milestones were met. All requirements pertaining to discharges were met in terms of the spawning seasons, and coordination was made with EPA and the other resource agencies for permissions for discrete anticipated bypasses (due to low river elevations) that were necessary during the term of this agreement. The required flushing waters were used for all discharges. Notifications required by paragraph 27 were made. As no succession in interest ever occurred regarding ownership of the Washington Aqueduct, paragraph 28 was never invoked.

All reporting requirements in paragraph 30 through 34 were accomplished.

Therefore, in accordance with paragraph 63, we request your office's agreement that Washington Aqueduct has fulfilled its obligations, and as a result, terminate this subject FFCA.

In keeping with the general intent of paragraphs 21, 27, and other references in the FFCA, we are providing a copy of this letter to the National Park Service, US Fish and Wildlife Service, National Marine Fisheries Service and the District of Columbia so as to inform them of the completion of our requirements under the FFCA.

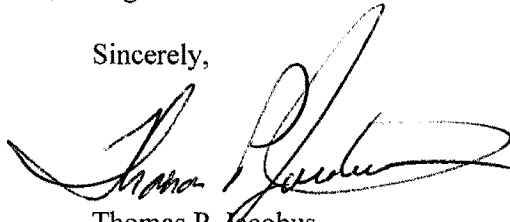
I certify that the information contained in or accompanying this submission is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Proudly Providing Water to the Nation's Capital Since 1853

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Questions may be directed to the undersigned at 202-764-0031.

Sincerely,

A handwritten signature in black ink, appearing to read 'Thomas P. Jacobus', with a large, sweeping flourish extending to the right.

Thomas P. Jacobus
General Manager

CF: NPS, USFWS, NMFS, DC DOE